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12 **BEFORE THE ARIZONA MEDICAL BOARD**

13 In the Matter of:

14 NO. MD-05-0088A

15 **LAWRENCE C. RUNKE, M.D.**

16 **CONSENT AGREEMENT FOR  
17 VOLUNTARY SURRENDER**

18 Holder of License No. 8190  
19 For the Practice of Allopathic Medicine  
20 In the State of Arizona,

21 Respondent.

22 In the interest of a prompt and judicious settlement of the above-captioned matter  
23 before the Arizona Medical Board (Board) and consistent with the public interest,  
24 statutory requirements and responsibilities of the Board and pursuant to A.R.S. § 41-  
25 1092.07(F)(5) and A.R.S. § 32-1401 *et seq.*, Lawrence C. Runke, M.D., ("Respondent")  
26 holder of license number 8190 to practice allopathic medicine in the State of Arizona,  
and the Board enter into the following Recitals, Findings of Fact, Conclusions of Law  
and Order ("Consent Agreement") as the final disposition of this matter.

1. Respondent has read and understands this Consent Agreement as set forth  
herein, and has had the opportunity to discuss this Consent Agreement with an attorney  
or has waived the opportunity to discuss this Consent Agreement with an attorney.

1 Respondent voluntarily enters into this Consent Agreement for the purpose of avoiding  
2 the expense and uncertainty of an administrative hearing.

3       2. Respondent understands that he has a right to a public administrative  
4 hearing concerning each and every allegation set forth in the above-captioned matter, at  
5 which administrative hearing he could present evidence and cross-examine witnesses. By  
6 entering into this Consent Agreement, Respondent freely and voluntarily relinquishes all  
7 right to such an administrative hearing, as well as all rights of rehearing, review,  
8 reconsideration, appeal, judicial review or any other administrative and/or judicial action,  
9 concerning the matters set forth herein. Respondent affirmatively agrees that this  
10 Consent Agreement shall be irrevocable.

11       3. Respondent agrees that the Board may adopt this Consent Agreement or  
12 any part of this agreement, under A.R.S. § 32-1451(F). Respondent understands that the  
13 Board may consider this Consent Agreement or any part of it in any future disciplinary  
14 action against him.

15       4. Respondent understands that this Consent Agreement does not constitute a  
16 dismissal or resolution of other matters currently pending before the Board, *if any*, and  
17 does not constitute any waiver, express or implied, of the Board's statutory authority or  
18 jurisdiction regarding any other pending or future investigation, action or proceeding.  
19 Respondent also understands that acceptance of this Consent Agreement does not  
20 preclude any other agency, subdivision or officer of this state from instituting other civil  
21 or criminal proceedings with respect to the conduct that is the subject of this Consent  
22 Agreement.

23       5. Respondent acknowledges and agrees that, upon signing this Consent  
24 Agreement and returning this document to the Board's Executive Director, Respondent  
25 may not revoke his acceptance of the Consent Agreement or make any modifications to  
26

1 the document, regardless of whether the Executive Director issued the Consent  
2 Agreement. Any modification to this original document is ineffective and void unless  
3 mutually approved by the parties in writing.

4 6. Respondent understands that the foregoing Consent Agreement shall not  
5 become effective unless and until the Board adopts it and the Executive Director signs it.

6 7. Respondent understands and agrees that if the Board does not adopt this  
7 Consent Agreement, he will not assert as a defense that the Board's consideration of it  
8 constitutes bias, prejudice, prejudgment or other similar defense.

9 8. Respondent understands that this Consent Agreement is a public record that  
10 may be publicly disseminated as a formal action of the Board, and shall be reported as  
11 required by law to the National Practitioner Data Bank and the Healthcare Integrity and  
12 Protection Data Bank.

13 9. Respondent understands that any violation of this Consent Agreement  
14 constitutes unprofessional conduct pursuant to A.R.S. § 32-1401(24)(r)([v]iolating a  
15 formal order, probation, consent agreement or stipulation issued or entered into by the  
16 board or its executive director under the provisions of this chapter) and may result in  
17 disciplinary action pursuant to A.R.S. § 32-1451.

18  
19 11/3/05  
20 DATED

  
21 LAWRENCE C. RUNKE, M.D.  
22 Respondent

23 **FINDINGS OF FACT**

24 1. The Arizona Medical Board ("Board") is the duly constituted authority for  
25 licensing and regulating the practice of allopathic medicine in the State of Arizona.

26 2. Lawrence C. Runke, M.D. ("Respondent") holds License No. 8190 for the practice  
of allopathic medicine in the State of Arizona.

1 3. On January 18, 2005, the Board received a complaint against Respondent from  
2 C.D. alleging that Respondent had been using his allopathic medical license that had been  
3 suspended by agreement with the Board in 1998 to dispense medications under the  
4 business name, Global Medicines, a worldwide prescription medicine broker, since  
5 October 2003. Respondent is not an Arizona licensed pharmacist.

6 4. During an interview with Board staff on May 11, 2005, Respondent explained that  
7 after he receives a prescription from an alleged patient, he searches for a distributor of the  
8 medication, orders it, and after it is shipped to his office, he inspects the medication for  
9 damage and to verify that it is of the proper dose and type. Then he delivers it to the  
10 patients personally or via U.S. mail. Respondent indicated that he charges a percentage  
11 for the cost of the medication and a shipping fee for mail orders.

12 5. Respondent admits the acts described in the foregoing paragraphs 3 and 4, and  
13 acknowledges that the Board possesses sufficient evidence to prove at a formal hearing  
14 that they constitute unprofessional conduct pursuant to:

- 15 • A.R.S. § 32-1401(27)(a), "Violating any federal or state laws, rules or regulations  
16 applicable to the practice of medicine;"
- 17 • A.R.S. § 32-1401(27)(e), "Failing or refusing to maintain adequate records on a  
18 patient."
- 19 • A.R.S. § 32-1401(27)(q), "Any conduct or practice which is or might be harmful  
20 or dangerous to the health of the patient or the public."
- 21 • A.R.S. § 32-1401(27)(r), "Violating a formal order, probation, consent agreement  
22 or stipulation issued or entered into by the board or its executive director under the  
23 provisions of this chapter.
- 24 • A.R.S. § 32-1401(27)(jj), "Knowingly making a false or misleading statement to  
25 the board or on a form required by the board or in a written correspondence, including  
26

1 attachments, with the board."

2 • A.R.S. § 32-1401(27)(kk), "Failing to dispense drugs and devices in compliance  
3 with article 6 of this chapter.

4 • A.R.S. § 32-1401(27)(ll), "Conduct that the board determines is gross negligence,  
5 repeated negligence or negligence resulting in harm to or the death of a patient."

6 • A.R.S. § 32-1401(27)(ss), " Prescribing, dispensing or furnishing a prescription  
7 medication or a prescription-only device as defined in section 32-1901 to a person unless  
8 the licensee first conducts a physical examination of that person or has previously  
9 established a doctor-patient relationship."

#### 10 CONCLUSIONS OF LAW

11 6. The Board possesses jurisdiction over the subject matter and over Respondent  
12 pursuant to A.R.S. § 32-1432.02. The Board possesses statutory authority to enter into a  
13 consent agreement with a physician and accept the surrender of an active license from a  
14 physician who admits to having committed an act of unprofessional conduct pursuant to  
15 A.R.S. § 32-1451(T)(2).  
16

#### 17 ORDER

18 Based on the above findings of fact and conclusions of law and pursuant to the  
19 authority granted to the Board by A.R.S. § 32-1451(T)(2).

20 **IT IS HEREBY ORDERED**, that license number 8190, issued to Lawrence C.  
21 Runke, M.D., for the practice of allopathic medicine in the State of Arizona, be deemed  
22 surrendered and that he immediately return his wallet card and certificate of licensure to  
23 the Board.  
24

25 ///

1 DATED AND EFFECTIVE this 9<sup>th</sup> day of February, 2008.

2 ARIZONA MEDICAL BOARD

3  
4 (SEAL)



5  
6 By:

Timothy Miller  
Timothy Miller, J.D.  
Executive Director

7  
8 Original of the foregoing filed this  
9 9<sup>th</sup> day of February, 2008, with:

10 Arizona Board of Medical Examiners  
11 9545 E. Doubletree Ranch Road  
Scottsdale, Arizona 85258

12 COPY of the foregoing mailed by U.S.  
13 Certified Mail this 9<sup>th</sup> day  
of February, 2008, to:

14 Lawrence Carl Runke, M.D.  
15 2351 Morningside Dr.  
Clarkdale, AZ 86324

16 Melissa Cornelius  
17 Assistant Attorney General  
1275 W. Washington, CIV/LES  
Phoenix, Arizona 85007